

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

THE SWISS COLONY, INC.,

Plaintiff,

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

M/V APL GENERAL, her engines, tackle, boiler,
etc., in rem, AMERICAN PRESIDENT LINES,
LTD., HYUNDAI MERCHANT MARINE CO., LTD.
and EXPEDITORS INTERNATIONAL OCEAN, in
personam,

08 CIV 4824

TO: (Name and address of defendant)

American President Lines, Ltd., 100 Central Avenue, Building 40C, So. Kearny, NJ
07032

Hyundai Merchant Marine Co., Ltd., 300 Sylvan Avenue, 2nd Fl., Englewood Cliffs, NJ
07632

Expeditors International Ocean, 245 Roper Avenue, Inwood, NY 11096

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

HILL RIVKINS & HAYDEN LLP
45 Broadway, Suite 1500
New York, New York 10006

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MAY 2 2008**J. MICHAEL McMAHON**

CLERK

DATE

(BY) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE	
NAME OF SERVER (PRINT)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="text-align: center;">Date</div> <div style="text-align: center;">Signature of Server</div> </div> <div style="text-align: center; margin-top: 20px;"> _____ Address of Server </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Part 19 SECRETARY OF STATE - 306

HILL RIVKINS & HAYDEN LLP**ATTN: BOB BLUM**

U.S. SOUTHERN DIST. COURT

NEW YORK COUNTY

STATE OF NEW YORK

THE SWISS COLONY, INC.

plaintiff

Index No. **08 CIV 4824**

- against -

Date Filed

M/V APL GENERAL HER ENGINES, TACKLE
BOILER, ETC. ETAL

defendant

Office No. **29734-KBD**

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK :SS:

STEVE AVERYbeing duly sworn, deposes and says that
he is over the age of 18 years, resides in the State of New York and is
not a party to this action. That on the**20th of June, 2008 at 08:10 AM**at the Office of the Secretary of State of the State of New York in the
City of Albany, New York, he served the**SUMMONS AND COMPLAINT****UPON: AMERICAN PRESIDENT LINES LTD.**the **DEFENDANT** in this action, by delivering to and leaving with**DONNA CHRISTIE, AGENT**in the office of the Secretary of State of New York, two true copies
thereof and at the same time of making such service, deponent paid said
Secretary of State, a fee of \$40. That said service was made pursuant to
Section 306 of the BCL.

Deponent further describes the person actually served as follows:

SEX: **FEMALE**COLOR: **WHITE**HAIR: **BLONDE**APP. AGE: **35**APP. HT: **5:5**APP. WT: **130**

OTHER IDENTIFYING FEATURES:

SWORN TO BEFORE ME THIS
25th DAY OF June, 2008

KENNETH WISSNER

Notary Public, State of New York

No. 01WI4714130

Qualified in NEW YORK COUNTY

Commission Expires 03/30/2010

.....
STEVE AVERY

AETNA CENTRAL JUDICIAL SERVICES

225 BROADWAY, SUITE 1802

NEW YORK, NY, 10007

Reference No: 3HRL0M132649